

**Township of Berkeley Heights
Union County, New Jersey
November 18, 2013**

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Adequate notice of this meeting has been provided by posting the same on the bulletin board of Town Hall and forwarding a copy to the Courier News, Star Ledger at least forty-eight hours prior to the meeting, all in accordance with the Open Public Meetings Act. This meeting was contained on a list of meetings set by resolution dated January 1, 2013. This meeting will not substantially go past 10:30 p.m.

**COUNCIL MEMBERS:**

Edward Delia  
Craig Pastore  
Thomas Pirone  
Robert Woodruff  
Jeanne Kingsley, Council Vice-President  
Kevin Hall, Council President  
Joseph G. Bruno, Mayor

**AGENDA FOR PUBLIC MEETING**

**I. CALL TO ORDER - 7:00 PM**

**II. ROLL CALL**

**III.EXECUTIVE SESSION**

**OPEN SESSION**

**IV.FLAG SALUTE**

**V.CONFERENCE SESSION – Communications Committee - Presentation**

**VI. REGULAR AGENDA**

**VII. APPROVAL OF MINUTES – Public Meeting – November 4, 2013**

## **VIII. TOWNSHIP COUNCIL REPORTS**

- A. Edward Delia**
- B. Craig Pastore**
- C. Thomas Pirone**
- D. Robert Woodruff**
- E. Jeanne Kingsley**
- F. Kevin Hall**

## **IX. ADMINISTRATION REPORTS**

**Mayor Bruno**  
**Township Administrator – Linda Cavanaugh**

## **X. HEARING ON AGENDA ITEMS ONLY – 3 minutes per resident**

Comments are welcome during the public comment period during this meeting on any agenda item. However, if an ordinance is listed for its own public hearing on the agenda, please hold your comments for that particular public hearing. To make your comment, the speaker must come forward to the microphone and state his/her name and address for the record. Each speaker is limited to 3 minutes. The (Mayor/Council President) will keep time. Please promptly yield on the floor when time is called and return to your seat. Your cooperation in adherence to these rules of order will ensure an orderly and respectful meeting.

## **XI. PUBLIC HEARING AND FINAL ADOPTION OF ORDINANCES INTRODUCED ON September 24, 2013:**

**(1) "AN ORDINANCE OF THE TOWNSHIP OF BERKELEY HEIGHTS, COUNTY OF UNION, STATE OF NEW JERSEY, AMENDING, REVISING AND SUPPLEMENTING THE TOWNSHIP LAND USE ORDINANCE TO ESTABLISH AND AMEND THE REGULATIONS GOVERNING THE REQUIREMENTS FOR DEVELOPER'S AGREEMENTS IN CONNECTION WITH LAND USE APPROVALS."**

**(Explanation: This ordinance amends the Township's Land Use Ordinances to modify and amend the requirements for Developer's Agreements in connection with land use approvals.)**

## **XII. NEW BUSINESS- RESOLUTIONS OFFICIAL ACTION WILL BE TAKEN ON THE FOLLOWING:**

### **A. RESOLUTIONS**

1. Resolution approving Bill List dated November 18, 2013 in the amount of \$391,140.32.
2. Resolution authorizing the submission of a grant application to the Department of Environmental Protection for de-snagging and shoal dredging in the Passaic River Basin.

3. Resolution authorizing the Planning Board to undertake a preliminary investigation of the Municipal property as a Non-Condensation Redevelopment Area.
4. Resolution authorizing Thomas Bocko to make an application to the Department of Environmental Protection for a \$20,000.00, tree maintenance and removals grant.
5. Resolution authorizing the submission of the Municipal Alliance grant for calendar year 2014 in the amount of \$14,123.00.

**3. CONSENT AGENDA** – All matters listed under Consent Agenda are considered routine by the Township Council and will be enacted upon by one motion; there will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

a. Resolution authorizing the Tax Collector to refund the following 2013 tax overpayment:

|                                 |                   |             |
|---------------------------------|-------------------|-------------|
| 1. Herman J. Ertlmaier          | 45 Watchung Blvd. | \$250.00    |
| 2. Nisivoccia Enterprises, Inc. | 10 Summit Avenue  | \$36,709.80 |

### **XIII. ORDINANCES**

#### **INTRODUCTION OF ORDINANCES**

**Public Hearing and Final Adoption scheduled for December 3, 2013:**

**(1) "AN ORDINANCE AMENDING THE MINIMUM AND MAXIMUM RATE OF SALARY AND COMPENSATION OF ELECTED AND APPOINTED TOWNSHIP OFFICIALS, AND NON-UNION EMPLOYEES IN THE VARIOUS MUNICIPAL DEPARTMENTS OF BERKELEY HEIGHTS."**

(Explanation: This ordinance amends the Township's current Salary Ordinance.)

**(2) "AN ORDINANCE OF THE TOWNSHIP OF BERKELEY HEIGHTS, COUNTY OF UNION, STATE OF NEW JERSEY, AMENDING, REVISING AND SUPPLEMENTING CHAPTER 9.24 ENTITLED "DRUG-FREE SCHOOL ZONES" OF TITLE 9 ENTITLED "PUBLIC PEACE AND WELFARE" OF THE CODE OF THE TOWNSHIP OF BERKELEY HEIGHTS TO AMEND AND UPDATE THE TOWNSHIP'S ADOPTION OF A DRUG-FREE SCHOOL ZONE."** (Explanation: This Ordinance amends and updates the Township's adoption and regulation of Drug-Free School Zones.)

**(3) "AN ORDINANCE OF THE TOWNSHIP OF BERKELEY HEIGHTS, COUNTY OF UNION, STATE OF NEW JERSEY, AMENDING, REVISING AND SUPPLEMENTING, CHAPTER 2.138 ENTITLED "AWARDING OF PUBLIC CONTRACTS" OF TITLE 2 ENTITLED "ADMINISTRATION AND PERSONNEL" OF THE CODE OF THE TOWNSHIP OF BERKELEY HEIGHTS TO AMEND AND UPDATE THE TOWNSHIP'S REGULATIONS ON THE AWARD OF PUBLIC CONTRACTS".** (Explanation: This Ordinance amends and updates the Township's regulation on awarding public contracts based on campaign contributions pursuant to New Jersey's Pay-to-Play law.)

**(4) “AN ORDINANCE OF THE TOWNSHIP OF BERKELEY HEIGHTS, COUNTY OF UNION, STATE OF NEW JERSEY, AUTHORIZING THE LEASE WITH OUR LADY OF MOUNT CARMEL SOCIETY FOR THE 2013-2014 TERM.”** (Explanation: This ordinance authorizes the lease agreement with Our Lady of Mount Carmel Society for the use of its Hall

**XIV. CITIZENS HEARING - 3 minutes per resident**

Comments are welcome during the public comment period during this meeting on any matter over which the Township has jurisdiction. To make your comment, the speaker must come forward to the microphone and state his/her name and address for the record. Each speaker is limited to 3 minutes. The Mayor and/or Council will keep time. Please promptly yield the floor when time is called and return to your seat. Your cooperation in adherence to these rules of order will ensure an orderly and respectful meeting.

**XV. ADJOURNMENT**

**Ana Minkoff  
Township Clerk**